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STATEMENT OF OFFICER JOHN BELUSO  
CONDUCTED BY INVESTIGATOR BRIAN KILLEN  
on 20 July 2017 at 1508 hours  
at the offices of the  
Civilian Office of Police Accountability

LOG # 1085949  
Attachment # 90

1 INVESTIGATOR KILLEN: This is the audio-recorded  
2 interview of Officer John Beluso regarding Log No.  
3 1085949/U#17-016. Today is the 20<sup>th</sup> of July 2017, and the  
4 time is approximately 1508 hours. This statement is  
5 being taken at the offices of the Civilian Office of  
6 Police Accountability at 1615 West Chicago Avenue. My  
7 name is Investigator Killen, that's spelled K-i-l-l-e-n.  
8 My star number is 129. Also present is COPA Investigator  
9 Miranda O'Boyle. Miranda, if you would.

10 INVESTIGATOR O'BOYLE: Miranda, M-i-r-a-n-d-a  
11 O'Boyle, O'-B-o-y-l-e.

12 INVESTIGATOR KILLEN: All right. And also COPA  
13 Investigator Dane Rohrer. Dane, if you would.

14 INVESTIGATOR ROHRER: Dane Rohrer, D-a-n-e Rohrer,  
15 R-o-h-r-e-r.

16 INVESTIGATOR KILLEN: And Officer Beluso is  
17 represented by attorney, Colleen Daley. Colleen.

18 COLLEEN DALY: Yes, Colleen, C-o-l-l-e-e-n, last  
19 name Daly, D-a-l-y.

20 EXAMINATION

21 BY INVESTIGATOR KILLEN:

22 Q And then officer, if you would say and spell  
23 your first and last names for me.

24 A Yes, my name is Officer John Beluso, that's J-

1 o-h-n, the last name is B (as in boy)-e-l-u-s-o.

2 Q All right. What's your star number?

3 A 19997.

4 Q All right, and your employee number?

5 A [REDACTED].

6 Q And your date of appointment with the  
7 Department?

8 A 29 August 2005.

9 Q All right. What's your date of birth?

10 A [REDACTED].

11 Q All right. And your current unit of  
12 assignment?

13 A 25<sup>th</sup> District, Chicago police.

14 Q How long have you been assigned to 25?

15 A Six years.

16 Q All right. And you are aware that there's no  
17 allegations of misconduct made against you, correct?

18 A Yes.

19 Q All right. You're also aware that this  
20 statement has the standing of an official Department  
21 report, and that any intentional falsification of any  
22 answer to any question would be in direct violation of  
23 the rules and regulations?

24 A Yes.

1           Q     Given that, I would like to remind you that a  
2     failure to provide a complete and accurate account of  
3     this incident could result in a finding of Rule 14 with  
4     discipline leading up to, and including separation from  
5     the Chicago Police Department. Do you understand that?

6           A     Yes.

7           Q     All right. What was your duty status and  
8     assignment on July 16, 2017 at approximately 0308 hours?

9           A     I am not making this statement voluntarily, but  
10    under duress. And I'm only making this statement at this  
11    time because I know that I will lose my job if I refuse.

12          Q     Okay. So, July 16, 2017 about 0300 hours, on  
13    or off-duty?

14          A     I was on-duty.

15          Q     All right. What time did you start work that  
16    day?

17          A     2100.

18          Q     So would that have been 2100 on 15 July?

19          A     Yes.

20          Q     All right. So you're -- essentially you're a  
21    1<sup>st</sup> Watch officer.

22          A     Yes.

23          Q     All right. Are you like the early car/late  
24    car?

1 A Early car.

2 Q All right. Is that your normal start time?

3 A Yes.

4 Q And then on that date and time, were you in  
5 uniform or plain clothes?

6 A Uniform.

7 Q And then, were you equipped with a body camera?

8 A No.

9 Q Were you assigned to a partner?

10 A Yes.

11 Q And who -- who's your partner?

12 A Officer Saxton (phonetic).

13 Q Okay. Is Officer Saxton your regular partner?

14 A Yes.

15 Q Okay. Officer Saxton, on this night, was he  
16 also uniformed?

17 A Yes.

18 Q All right. And then, if you guys start at 2100  
19 hours on 15 July, what time would you have ended your  
20 tour of duty?

21 A 0600 hours.

22 Q Okay. And that's your regular end -- end of  
23 tour?

24 A Yes.

1 Q Okay. And then you and Officer Saxton, were  
2 you assigned a vehicle?

3 A Yes.

4 Q Do you remember what kind of vehicle you had?

5 A Yes.

6 Q What kind?

7 A It was a Ford Crown Victoria.

8 Q All right. Marked or unmarked?

9 A Marked.

10 Q Do you recall the outside number on it?

11 A 8700.

12 Q All right. And what about your Beat of  
13 assignment?

14 A 2521 R.

15 Q Okay. Other than you and Officer Saxton, any  
16 other officers ride in the car with you?

17 A No.

18 Q Okay. And then you and Officer Saxton, you  
19 guys were witnesses to an officer-involved shooting,  
20 correct?

21 A Yes.

22 Q All right. Start from the beginning and just  
23 run me through the events that led up to the shooting.

24 A Okay. We were on routine patrol. We were

1 monitoring the radio. We heard another unit request for  
2 an assist. We then started making our way towards that  
3 area.

4 Q Where were you when -- I know you're on routine  
5 patrol -- do you recall where you were at when you heard  
6 the call for an assist?

7 A We were in the area of Diversey and Cicero.

8 Q Okay. Do you recall -- backtrack that. Who  
9 called for the assist?

10 A It was Beat 2523 R.

11 Q Okay. And 2523 Robert, which officers is that?

12 A Officer Rodriguez (phonetic) and Officer  
13 McMillan (phonetic).

14 Q Okay. So when you're -- when you're on routine  
15 patrol and you hear this radio call of an assist, and you  
16 know it's 2523 Robert, right?

17 A Yes.

18 Q Do you -- do you know those officers  
19 specifically?

20 A Yes.

21 Q Okay. So, and do you recall the nature of the  
22 assist?

23 A I did not know it immediately. I just remember  
24 hearing them ask for another car.

1 Q Okay. Now do you hear this -- is it from the  
2 officers themselves, or is it dispatch relaying the  
3 information?

4 A Ah, it was -- initially it was just them, and  
5 then the dispatcher relayed it again.

6 Q Okay. Do you know which officer was on the  
7 radio asking for the assist?

8 A No.

9 Q Okay. So you -- you head out that way?

10 A Yes.

11 Q All right. Who's driving?

12 A My partner, Officer Saxton.

13 Q Okay. So you guys get there and what happens?  
14 So you're driving and what happens? Do you get any more  
15 information over the radio?

16 A Just at one point, Beat 2523 Robert, one of  
17 them said "step it up."

18 Q Okay. And you hear that, what does that make  
19 you think?

20 A It's very -- it's urgent.

21 Q Okay. And so what? You guys go lights and  
22 sirens, or what do you do?

23 A Yes, lights and sirens.

24 Q Okay. So what happens then? So you're



1 driving.

2 A Yes, we get to the vicinity of Diversey and  
3 Mulligan. My partner, who's driving, passes the alley  
4 where they initially were. And then at that point I exit  
5 the vehicle and approach on foot.

6 Q Okay. Which alley are we talking about?

7 A We're looking at the east alley of Mulligan and  
8 the north alley of Diversey.

9 Q So like that t-intersection?

10 A Yes.

11 Q When you pass the alley, like you --

12 A My partner, when he was driving, he overshot --  
13 he went further north than the "t".

14 Q Is he on Mulligan when he does this?

15 A Yes.

16 Q All right, so he drives past the east/west  
17 section of the alley?

18 A Yes.

19 Q Okay. So would he be going north?

20 A Yes.

21 Q Okay. So he -- how far north did he drive past  
22 the alley?

23 A About two houses.

24 Q And then what happened?

1           A     And then I -- I exit the vehicle, and approach  
2     on foot.

3           Q     Okay. Does your partner, too?

4           A     He does, but I didn't see him right away.

5           Q     Okay. So you -- when you -- when you're  
6     driving north on Mulligan, and he passes the east/west  
7     alley, do you see the officers? Do you see the traffic  
8     stop, I guess?

9           A     The only thing I saw was the back of their  
10    police vehicle.

11          Q     All right. Was it just the one, 2523 Robert?

12          A     I didn't know that at the time, but yes, that  
13    was the only --

14          Q     Okay. You only saw one police vehicle?

15          A     Yes.

16          Q     All right. So then you get out. You approach  
17    on foot.

18          A     Yes.

19          Q     Then what happens?

20          A     I approach on foot. Once I get into the  
21    traffic stop where they were, I see Officer Rodriguez  
22    standing on the driver's side, by the rear passenger. I  
23    can see his partner, Officer McMillan, standing on the  
24    passenger side in the rear. Once I get there I hear

1 Officer Rodriguez alert us. He said, "I see a gun.  
2 There's a gun in the car."

3 Q Is that the first time you're alerted that  
4 there's a gun in the car?

5 A Yes.

6 Q All right. So, there's nothing over the radio  
7 before that, nothing like that?

8 A No, not that I remember.

9 Q Okay. So -- so if you're approaching from  
10 Mulligan, so you're coming from the west side of that  
11 alley, correct? So you're going west to east and then  
12 you walk in. So then you see the car and Rodriguez in on  
13 the driver's side. McMillan is on the passenger's side.  
14 Do you hear, as you're approaching, do you hear anything?

15 A I don't remember.

16 Q Okay. So then when you see the two officers  
17 and you see the car, that's when Rodriguez says, "I see a  
18 gun."?

19 A Yes.

20 Q All right. Is that like specifically what he  
21 said?

22 A It wasn't -- "I see a gun. There's a gun in  
23 the car."

24 Q Okay. At that time could you see how many

1 occupants were in the car?

2 A Yes.

3 Q How many?

4 A There was four.

5 Q All right. What kind of car, do you know?

6 A It was just -- it was a four-door vehicle. I  
7 don't remember the make.

8 Q All right. And where in the alley, where is  
9 that car?

10 A It's facing -- facing north in the alley, just  
11 past the "t".

12 Q So on the north side of the "t", the east/west  
13 section of the alley, facing north?

14 A Yes, but facing north, yes.

15 Q Okay. And then, are all four occupants still  
16 in the car?

17 A Yes.

18 Q So what happens? So you guys, you approach.  
19 You're told that there's a gun. What happens?

20 A And then I hear Officer Rodriguez, after he  
21 said, "There's a gun in the car. I see a gun", he then  
22 said, "Don't do it. Don't do it." And then he fired two  
23 to three shots into the vehicle toward the rear  
24 passenger.

1 Q Who is he saying "don't do it" to, do you know?

2 A He was -- he was looking at the rear passenger.

3 Q Okay. And what was the rear passenger -- what  
4 was he doing?

5 A I couldn't see where his hands were. I just  
6 saw the back of his head.

7 Q Was he moving?

8 A Yes.

9 Q Can you tell which -- what -- what was he doing  
10 that he was moving? What kind of movements was he  
11 making?

12 A I just -- I just saw like his body shift, and  
13 that was -- that was it.

14 Q And then where's Rodriguez? He's still at the  
15 driver's side of that car?

16 A Driver's side rear, yes.

17 Q Okay. How close to -- how close is Rodriguez  
18 to the car at that point?

19 A He's about approximately four feet.

20 Q Okay. And he's facing the rear -- the  
21 passenger on the driver's side, the rear passenger on the  
22 driver's side, correct?

23 A Yes.

24 Q Could you tell -- could you tell if the windows

1 in the car were up or down?

2 A No.

3 Q Okay. And then you hear -- so you hear  
4 Rodriguez say, "Don't do it. Don't do it." And then you  
5 hear gunshots?

6 A Yes.

7 Q And do you know how many you heard?

8 A Yes, it was about two to three.

9 Q Okay. And what happens then?

10 A After that I see Officer Rodriguez begin to  
11 back up. And then everyone at that point was saying,  
12 "Don't move. Don't move. Don't move." And then at that  
13 point then I see a gun get tossed out of the -- out of  
14 the vehicle from the rear passenger side. And I actually  
15 heard fall to the pavement.

16 Q Okay. So, when you initially approach on foot,  
17 you don't recall really hearing -- you don't recall  
18 hearing anything until you see Rodriguez and McMillan,  
19 right?

20 A Yes.

21 Q Okay. Are they the only two officers in the  
22 alley?

23 A Yes.

24 Q So then, you make three?

1 A Yes.

2 Q And then at some point, Saxton show -- is there  
3 too, correct?

4 A Yes, and also Officer Clapa shows up with  
5 (inaudible 0:11:28.2).

6 Q But initially when you first approach, is Clapa  
7 there?

8 A No.

9 Q Okay. So it's just McMillan and Rodriguez,  
10 right?

11 A Yes.

12 Q And then this civilian car.

13 A Yes.

14 Q Okay. So then when -- when you -- when you  
15 hear -- hold on a second. When you first approach are  
16 McMillan and Rodriguez, do they have their guns drawn?

17 A Yes.

18 Q Okay. And were they drawn and pointed?

19 A I don't remember exactly where Officer McMillan  
20 was pointing his gun. I know that Officer Rodriguez had  
21 drawn his gun, and it was at the ready.

22 Q Okay. And explain to me "at the ready" means.

23 A The ready position is the muzzle of the pistol  
24 is facing away from your own hand. It's pointed, not

1 down, but in the middle, or towards the middle.

2 Q Is it -- is it pointing at a target, the  
3 intended target?

4 A Yes.

5 Q Okay. So when you approach and you see Officer  
6 Rodriguez with a pistol in his hand, right, and you  
7 recognize his position at the ready position, correct?

8 A Yes.

9 Q Do you -- do you know at that moment what he  
10 was point his gun at?

11 A Yes.

12 Q And what is he pointing his gun at?

13 A Toward the rear passenger.

14 Q Okay. And then he alerts you that there's a  
15 gun, correct?

16 A Yes.

17 Q Okay. Where are you at that moment?

18 A I am behind -- I'm behind the vehicle, closer  
19 to the passenger's side. So I wasn't directly in the  
20 middle.

21 Q Okay. And then when you hear -- do you  
22 approach the car?

23 A No, I stayed back.

24 Q Like how far back?



1 A About six feet.

2 Q Okay, and why is that?

3 A After Officer Rodriguez alerted me that there  
4 was a gun in the car.

5 Q So, like safety?

6 A To provide cover or shielding.

7 Q Okay. And then -- okay, to stand there with a  
8 cover and shielding. In relation to the car and  
9 Rodriguez, would Rodriguez have any cover? Would he be  
10 able to gain any cover?

11 A No, there was garage. He was -- there was a  
12 garage behind him, so he was in -- he was in close  
13 proximity, yeah.

14 Q And I know you said he was few feet from the  
15 car, correct?

16 A Yes.

17 Q Anything between him and the car?

18 A No.

19 Q No garbage cans, or --

20 A No.

21 Q Okay. What about McMillan?

22 A Officer McMillan was on the passenger's side,  
23 and I don't remember if there was a garage behind him or  
24 not.

1 Q Okay.

2 A Yeah, we were in the alley, so there's not much  
3 room back there.

4 Q Okay. So you're alerted there's a gun. You  
5 stay back. You're six feet or so, and for cover -- you  
6 mean you're covering Rodriguez, the officers, correct?

7 A Cover would mean to find an area to protect  
8 myself.

9 Q Okay.

10 A Yeah.

11 Q And that's after you're alerted there's a gun  
12 in the car.

13 A Yes.

14 Q Okay. And up to that point, do you see a gun  
15 at all? Anybody, other than the officers there, did you  
16 see anybody with a gun in their hands?

17 A No.

18 Q Okay. So then you hear -- how much time passes  
19 from "there's a gun in the car" until when Rodriguez  
20 says, "Don't do it."?

21 A A couple seconds.

22 Q Okay. And when you hear that, what do you do?

23 A I -- I had -- I was -- I had my gun drawn as  
24 well, at the ready.

1 Q Okay. And so when you hear, "Don't do it.  
2 Don't do it" what do you do?

3 A I -- I begin to just concentrate or focus on  
4 the rear passenger.

5 Q Okay. And then this is when you see him  
6 moving?

7 A Yes.

8 Q All right. And then you hear the two or three  
9 gunshots.

10 A Yes.

11 Q And the gunshots you hear, are they in quick  
12 succession, or are they spaced out?

13 A They're pretty quick.

14 Q Okay. And then when you heard the gunshots,  
15 did you know that it was Rodriguez firing?

16 A Yes.

17 Q Okay. Did you see muzzle flash?

18 A I don't remember if I saw the flash.

19 Q All right. Did you see the recoil of the  
20 pistol or anything like that?

21 A I don't remember.

22 Q Okay. So when you hear the gunshots, what do  
23 you do?

24 A I continue to keep my weapon at the ready, and

1 I just stood -- I pretty much just stood right there in  
2 the same area.

3 Q In the same spot as like behind the car, on the  
4 passenger's side?

5 A Closer to the passenger's side, yes.

6 Q Okay. I mean, would you be facing the trunk?

7 A Yes.

8 Q Okay. So your view of the people inside the  
9 car, would that be from the rear windshield?

10 A Yes.

11 Q Okay. And so as for the gunshots, you hear the  
12 two or three and what happens after?

13 A Officer Rodriguez backs up, and then there's a  
14 pause, and then we continue to say. "Don't move. Don't  
15 move." And then, at that time, I saw the gun get tossed  
16 out of the vehicle. I heard it hit the ground. At that  
17 time, it was still -- commands were, "Don't move. Don't  
18 move. Stay in the car." And that same passenger exited  
19 the vehicle on his own, at that point.

20 Q And we're talking about the backseat passenger  
21 on the driver's side?

22 A Behind the driver, yes.

23 Q Okay. Who -- who drop the gun out of the car?

24 A I saw it come out of the rear passenger's side.

1 Q The rear passenger side of the civilian's car?  
2 So, the side McMillan's on?

3 A No, behind the driver's side. The passenger  
4 behind the driver.

5 Q Oh, okay. On the driver's side, the rear  
6 passenger?

7 A Yes.

8 Q The same window that Rodriguez is focused on?

9 A Yes.

10 Q I got it. Okay, so the same side of the car  
11 that Rodriguez is on.

12 A Yes.

13 Q Okay. So, do you know who dropped -- who  
14 tossed the car -- or tossed the gun out of the car?

15 A No.

16 Q All right. But you saw it?

17 A I saw the gun come out of that side.

18 Q All right. Is it like a toss, like you throw --  
19 you lob like a ball out?

20 A I didn't -- I could not see his hand, or whose  
21 hand it was. I just saw the gun come out the window.

22 Q How far from the car did it land?

23 A I wasn't able to see that, where it landed  
24 exactly. I only heard it.

1 Q Okay. And then that's when, I know you said,  
2 you guys were all giving him commands.

3 A Yes.

4 Q All right. And what were those commands?

5 A "Don't move. Don't move." And then there was  
6 the "stay in the car."

7 Q And then the one guy doesn't.

8 A Then the rear passenger behind the driver exits  
9 the vehicle on his own.

10 Q Okay. And what does he do?

11 A He begins to walk away from the vehicle  
12 initially, for maybe like a second, and then he turns  
13 back around; faces us. And then he starts bending over  
14 in the general area where the gun may have been dropped.  
15 And then that's when Sergeant Ronan (phonetic), who was  
16 standing next me, he fired four to six shots.

17 Q When did Ronan show up?

18 A I don't remember.

19 Q Okay. So the first time you see Ronan, what's  
20 he doing?

21 A When I -- he might have been -- well -- he  
22 might have been right next to me, and screaming some  
23 commands. And then I remember when the passenger started  
24 bending over, that's when I heard the shots.

1 Q Okay. So, the passenger -- so you -- are you  
2 still in that same general area that you've been kind of  
3 this whole time like by the trunk on the passenger's  
4 side?

5 A Yes.

6 Q Okay. So do you see the door open?

7 A Yes.

8 Q Do you see the guy get out?

9 A Yes.

10 Q Is he standing upright, straight up?

11 A Yes.

12 Q All right. And so what does he do? So he  
13 opens his door. He gets out. He stands up and what  
14 happens? What do he do?

15 A Initially he starts walking away from the  
16 vehicle for maybe like a second, and then he turns back  
17 around, and then he starts bending down toward where the  
18 gun may have been dropped.

19 Q Okay. And I know you said before that after  
20 the shots, that Rodriguez had retreated, backed up.

21 A Yes.

22 Q Which direction did he go?

23 A He went back towards -- he was to my left. And  
24 at one point I wasn't able to see him anymore after he

1 backed up.

2 Q All right. So if he's -- if he's facing the  
3 driver's side of the car, does he back up toward the  
4 garages, or does he go towards the back of the car?

5 A Like on an angle. So he kind of like backed up  
6 on an angle from -- I would say yes, closer to the garage  
7 between his police car. So it's somewhere in that area  
8 he's backing up.

9 Q Okay. And then when the guy, when the  
10 passenger in the back gets out on the driver's side of  
11 the car --

12 A Yes.

13 Q -- how close is Rodriguez to him at that point?  
14 Do you know?

15 A I don't know because I lost -- at that point I  
16 lost sight of where Officer Rodriguez was.

17 Q Is that -- is that 'cause how far back he came?

18 A It's possible because I was focused on -- I was  
19 focused on the passenger now. Officer Rodriguez was  
20 backing up and then at some point, he just went passed my  
21 peripheral.

22 Q Like backing up while you're in the  
23 southwestern direction?

24 A Yes.



1 Q Okay. And then, what about McMillan? Do you  
2 know what he did when the initial shots happened?

3 A No.

4 Q So then you see the rear passenger get out on  
5 the driver's side and stand up. Does he close the door?  
6 Get out and close the door?

7 A I don't remember.

8 Q Okay. I know you said that like he looked like  
9 he walked away for a second, or was about to?

10 A Yeah, initially he started walking away from  
11 the vehicle for about a second, and then he turned back  
12 around and came back toward us.

13 Q Which direction does he walk?

14 A Ah, back, so that would be like south?

15 Q So, like toward all the police cars?

16 A Initially when he first exited, he started  
17 walking a little north. And then he turned back around  
18 and started walking right toward us.

19 Q Okay. How far does he get from the car?

20 A About maybe two feet maybe --

21 Q Okay.

22 A -- about.

23 Q And then you see him bend down?

24 A Yes.

1 Q All right. Do you -- do you have a clear view  
2 of him the entire time?

3 A I had, at that point, it was his upper -- upper  
4 body. I really couldn't see his legs at that point.

5 Q Because?

6 A The vehicle, where I was positioned.

7 Q Because he's -- he's on the other side of the  
8 vehicle from you, kind of.

9 A Yes.

10 Q And you're still toward the trunk?

11 A Yes.

12 Q Okay. So when he's bending down, can you see  
13 what he's bending down for, or what he's doing?

14 A I didn't know exactly. I just know that he was  
15 bending over, or crouching over. He could've crouched  
16 down to grab something off the ground.

17 Q Okay. Do you see him grab anything off the  
18 ground?

19 A I did not.

20 Q Do you hear -- do you give any commands, or do  
21 you hear any of the other officers giving commands?

22 A Yes.

23 Q What do you hear?

24 A I think, they tell him, "Not to move. Move

1 back. Move away."

2 Q Okay. And then is that when you heard Sergeant  
3 Ronan shooting?

4 A Yes.

5 Q All right. And when Sergeant Ronan was  
6 shooting, where was he in relation to where you're at?

7 A He was to the left of myself.

8 Q So would he also be toward the rear of the  
9 civilian's car?

10 A He was toward the back, yes.

11 Q Okay. Is he like on the passenger's side of  
12 the trunk, like you or --

13 A No, he was -- he was closer to the driver's  
14 side, and he may not have been directly -- he wasn't  
15 directly behind the vehicle. He was closest to the  
16 driver's side.

17 Q Okay. Do you know how many times Sergeant  
18 Ronan fired?

19 A Approximately four to six times.

20 Q Okay. And what happened after that?

21 A It appears that he -- that perhaps he was hit,  
22 and he started backing away, and then he fell to the  
23 ground. Or he sat to the ground, really.

24 Q Okay. And then what happened?

1           A     At that point, Sergeant Ronan secured the rear  
2 passenger. And then the rest of us secured the other  
3 occupants in the vehicle.

4           Q     Okay. And when you say, "secure the rear  
5 passenger" what do you mean?

6           A     We have them exit the vehicle. We did pat  
7 downs. Make sure there weren't any weapons on them, or  
8 any in the car.

9           Q     You handcuff them?

10          A     Yes.

11          Q     All right. So Sergeant Ronan handcuffed the  
12 guy that got out of the car on his own?

13          A     I don't who exactly handcuffed him.

14          Q     Okay. Did you?

15          A     No.

16          Q     All right. What happened with that gun that  
17 got dropped out of the car?

18          A     I -- I don't know.

19          Q     Did you ever see it?

20          A     At that -- at that point, I don't know what --  
21 I don't know what happened with the gun. I had never saw  
22 the gun on the ground.

23          Q     Okay. The only time you saw the gun is when  
24 you saw it dropped out of the window, or tossed out the

1 car?

2 A Yes.

3 Q Okay. And when you saw that, did you know  
4 immediately it was a gun? Like, you recognized it?

5 A Yes.

6 Q All right. Well, what kind -- like what'd it  
7 look like to you, the gun?

8 A I could -- I could see the handle, and it was  
9 dark-colored black.

10 Q A revolver, semi-auto?

11 A I just saw the handle. I don't -- I wouldn't  
12 be able to tell you for sure.

13 Q All right. And you don't know who threw it out  
14 of the car?

15 A No.

16 Q All right. And then the guy that got out of  
17 the car, the driver's side passenger in the back, did you  
18 ever see him actually with the gun in his hand?

19 A No.

20 Q All right. And then the other occupants,  
21 anybody -- anybody else armed or anything like that?

22 A No.

23 Q All right. And the guy that got out, the  
24 passenger on the driver's side in the back, did you ever

1 hear him say anything?

2 A No.

3 Q All right. What about anybody else in the car?

4 A No.

5 Q Okay. So then you get all four occupants out  
6 of the car, pat them down, get cuffed, and what happens  
7 then?

8 A I ended up cuffing the rear passenger of that  
9 vehicle. And he was taken back to another car.

10 Q Okay. Who's car?

11 A I don't remember which squad car it was.

12 Q At this point, other officers had showed up?

13 A Yes.

14 Q Okay. At the time of the first volley of  
15 gunshots, so the time that Rodriguez fired the two or  
16 three, how -- which officers were in the alley at that  
17 point? Was it just the three -- those two, McMillan and  
18 Rodriguez, and you?

19 A Yes, and Officer Clapa.

20 Q Okay. And then when Sergeant Ronan fired, is  
21 there any other additional officers in the alley?

22 A No, not that I remember.

23 Q Okay. And then when Sergeant Ronan was firing,  
24 was he the only one that fired?

1           A     I saw him -- I know for sure that Sergeant  
2 Ronan fired at that time when the passenger exited. I'm  
3 not sure if Officer Rodriguez was firing at all.

4           Q     Okay. Anybody else, other than those two?

5           A     No.

6           Q     Okay. And you didn't fire, correct?

7           A     Yes, that correct. I did not fire.

8           Q     All right. And why not?

9           A     The car where I was, I didn't want to hit any  
10 of the occupants in the vehicle.

11          Q     Okay. Do you know if that -- no, I take that  
12 back because you said you never saw -- you never saw him  
13 with the gun?

14          A     I never saw him handle the gun.

15          Q     Okay. And throughout the whole incident you  
16 never the gun on the ground at all, even after now  
17 there's a crime scene and forensics is out there?

18          A     No.

19          Q     No?

20          A     No.

21          INVESTIGATOR KILLEN: Anything?

22          INVESTIGATOR O'BOYLE: I just have one question.

23          BY INVESTIGATOR O'BOYLE:

24          Q     You said that you didn't hear the back

1 passenger say anything during the incident?

2 A No.

3 Q After he was arrested, do you recall him saying  
4 anything?

5 A No.

6 INVESTIGATOR O'BOYLE: That's it.

7 BY INVESTIGATOR KILLEN:

8 Q All right. And, I meant to ask you earlier,  
9 those occupants in that car, did you know any of them  
10 prior to this incident?

11 A No.

12 Q So the guy that got out of the car from the  
13 backseat on the driver's side, you didn't recognize him  
14 at all?

15 A No.

16 Q Okay. All right, is there anything you'd like  
17 to add?

18 A No.

19 Q All right. And everything you stated is a true  
20 and accurate account of what occurred?

21 A Yes.

22 INVESTIGATOR KILLEN: All right. This will conclude  
23 the audio-recorded interview of Officer John Beluso  
24 regarding Log No. 1085949/U#17-16. Today is the 20<sup>th</sup> of



1 July 2017 and the time's approximately 1535 hours.

2 (STATEMENT ENDED)

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5 I, VICTORIA E. ROCK, a Notary Public, Certified  
6 Shorthand Reporter and President of Victoria Legal +  
7 Corporate Services, do hereby certify that I caused  
8 this audio recording to be transcribed.

9 I further certify that the foregoing is a true  
10 and correct transcription to the best of my ability;  
11 and further, that I am not counsel for nor in any  
12 way interested in the outcome thereof.

13  
14 IN TESTIMONY WHEREOF, I have hereunto set my  
15 hand this 14th day of August, 2017.

16  
17  
18  
19 **VICTORIA E. ROCK**

20 Notary Public, Cook County, IL

21 C.S.R. License No. 084-001929